

# Senate Amendment 5050

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1 1 Amend Senate File 2272 as follows:  
1 2 #1. Page 3, by inserting after line 12 the  
1 3 following:  
1 4 <Sec. \_\_\_\_\_. Section 257.6, subsection 1, unnumbered  
1 5 paragraph 1, Code 2005, is amended to read as follows:  
1 6 Actual enrollment is determined annually on the  
~~1 7 third Friday of September in each year October 1, or~~  
~~1 8 the first Monday in October if October 1 falls on a~~  
~~1 9 Saturday or Sunday,~~ and includes all of the following:  
1 10 Sec. \_\_\_\_\_. Section 257.6, subsection 1, unnumbered  
1 11 paragraph 3, Code 2005, is amended to read as follows:  
1 12 A school district shall certify its actual  
1 13 enrollment to the department of education by October ~~±~~  
1 14 15 of each year, and the department shall promptly  
1 15 forward the information to the department of  
1 16 management.>  
1 17 #2. Page 4, by inserting after line 9 the  
1 18 following:  
1 19 <Sec. \_\_\_\_\_. Section 257.37, subsection 4, Code  
1 20 2005, is amended to read as follows:  
1 21 4. "Enrollment served" means the basic enrollment  
1 22 plus the number of nonpublic school pupils served with  
1 23 media services or educational services, as applicable,  
1 24 except that if a nonpublic school pupil or a pupil  
1 25 attending another district under a whole-grade sharing  
1 26 agreement or open enrollment receives services through  
1 27 an area other than the area of the pupil's residence,  
1 28 the pupil shall be deemed to be served by the area of  
1 29 the pupil's residence, which shall by contractual  
1 30 arrangement reimburse the area through which the pupil  
1 31 actually receives services. Each school district  
1 32 shall include in the ~~third Friday in September~~  
1 33 enrollment report submitted pursuant to section 257.6,  
~~1 34 subsection 1,~~ the number of nonpublic school pupils  
1 35 within each school district for media and educational  
1 36 services served by the area.>  
1 37 #3. Page 7, by inserting after line 28 the  
1 38 following:  
1 39 <Sec. \_\_\_\_\_. Section 261C.6, unnumbered paragraph 1,  
1 40 Code 2005, is amended to read as follows:  
1 41 Not later than June 30 of each year, a school  
1 42 district shall pay a tuition reimbursement amount to  
1 43 an eligible postsecondary institution that has  
1 44 enrolled its resident eligible pupils under this  
1 45 chapter, unless the eligible pupil is participating in  
1 46 open enrollment under section 282.18, in which case,  
1 47 the tuition reimbursement amount shall be paid by the  
1 48 receiving district. However, if a child's residency  
1 49 changes during a school year, the tuition shall be  
1 50 paid by the district in which the child was enrolled  
2 1 as of the ~~third Friday in September~~ date specified in  
~~2 2 section 257.6, subsection 1,~~ or the district in which  
2 3 the child was counted under section 257.6, subsection  
2 4 1, paragraph "f". For pupils enrolled at the school  
2 5 for the deaf and the Iowa braille and sight saving  
2 6 school, the state board of regents shall pay a tuition  
2 7 reimbursement amount by June 30 of each year. The  
2 8 amount of tuition reimbursement for each separate  
2 9 course shall equal the lesser of:>  
2 10 #4. Page 10, by inserting after line 20 the  
2 11 following:  
2 12 <Sec. \_\_\_\_\_. Section 279.60, Code Supplement 2005,  
2 13 is amended to read as follows:  
2 14 279.60 KINDERGARTEN ASSESSMENT == ACCESS TO DATA  
2 15 == REPORTS.  
2 16 Each school district shall administer the dynamic  
2 17 indicators of basic early literacy skills kindergarten  
2 18 benchmark assessment or other kindergarten benchmark  
2 19 assessment adopted by the department of education in  
2 20 consultation with the Iowa empowerment board to every  
2 21 kindergarten student enrolled in the district not  
2 22 later than ~~October 1~~ the date specified in section  
~~2 23 257.6, subsection 1.~~ The school district shall also  
2 24 collect information from each parent, guardian, or

2 25 legal custodian of a kindergarten student enrolled in  
2 26 the district, including but not limited to whether the  
2 27 student attended preschool, factors identified by the  
2 28 early care staff pursuant to section 28.3, and other  
2 29 demographic factors. Each school district shall  
2 30 report the results of the assessment and the preschool  
2 31 information collected to the department of education  
2 32 in the manner prescribed by the department not later  
2 33 than January 1 of that school year. The early care  
2 34 staff designated pursuant to section 28.3 shall have  
2 35 access to the raw data. The department shall review  
2 36 the information submitted pursuant to this section and  
2 37 shall submit its findings and recommendations annually  
2 38 in a report to the governor, the general assembly, the  
2 39 Iowa empowerment board, and the community empowerment  
2 40 area boards.>

2 41 #5. Page 10, by inserting after line 34 the  
2 42 following:

2 43 <Sec. \_\_\_\_\_. Section 282.8, Code 2005, is amended to  
2 44 read as follows:

2 45 282.8 ATTENDING SCHOOL OUTSIDE STATE.  
2 46 The boards of directors of school districts located  
2 47 near the state boundaries may designate schools of  
2 48 equivalent standing across the state line for  
2 49 attendance of both elementary and high school pupils  
2 50 when the public school in the adjoining state is  
3 1 nearer than any appropriate public school in a pupil's  
3 2 district of residence or in Iowa. Distance shall be  
3 3 measured by the nearest traveled public road.  
3 4 Arrangements shall be subject to reciprocal agreements  
3 5 made between the chief state school officers of the  
3 6 respective states. Notwithstanding section 282.1,  
3 7 arrangements between districts pursuant to the  
3 8 reciprocal agreements made under this section shall  
3 9 establish tuition and transportation fees in an amount  
3 10 acceptable to the affected boards, but the tuition and  
3 11 transportation fees shall not be less than the lower  
3 12 average cost per pupil for the previous school year of  
3 13 the two affected school districts. For the purpose of  
3 14 this section average cost per pupil for the previous  
3 15 school year is determined by dividing the district's  
3 16 operating expenditures for the previous school year by  
3 17 the number of children enrolled in the district in the  
3 18 previous school year on the third Friday of September  
~~3 19 of the previous school year date specified in section~~  
~~3 20 257.6, subsection 1.~~ A person attending school in

3 21 another state shall continue to be treated as a pupil  
3 22 of the district of residence in the apportionment of  
3 23 the current school fund and the payment of state aid.  
3 24 Sec. \_\_\_\_\_. Section 282.12, subsection 4, Code 2005,  
3 25 is amended to read as follows:

3 26 4. The number of pupils participating in a whole  
3 27 grade sharing agreement shall be determined on the  
3 28 ~~third Friday of September date specified in section~~  
~~3 29 257.6, subsection 1, and on the third Friday of~~  
3 30 February of each year.>

3 31 #6. Page 12, line 15, by striking the words <third  
3 32 Friday in September of that calendar year> and  
3 33 inserting the following: <~~third Friday in September~~  
~~3 34 of that calendar year date specified in section 257.6,~~  
3 35 subsection 1>.

3 36 #7. Page 13, by inserting after line 3 the  
3 37 following:

3 38 <Sec. \_\_\_\_\_. Section 282.31, subsection 1, paragraph  
3 39 b, unnumbered paragraph 2, Code 2005, is amended to  
3 40 read as follows:

3 41 However, on June 30 of a school year, if the board  
3 42 of directors of a school district determines that the  
3 43 number of children under this paragraph who were  
3 44 counted in the basic enrollment of the school district  
3 45 ~~on the third Friday of September~~ of that school year  
3 46 in accordance with section 257.6, subsection 1, is  
3 47 fewer than the sum of the number of months all  
3 48 children were enrolled in the school district under  
3 49 this paragraph during the school year divided by nine,  
3 50 the secretary of the school district may submit a  
4 1 claim to the department of education by August 1  
4 2 following the school year for an amount equal to the  
4 3 district cost per pupil of the district for the  
4 4 previous school year multiplied by the difference  
4 5 between the number of children counted and the number

4 6 of children calculated by the number of months of  
4 7 enrollment. The amount of the claim shall be paid by  
4 8 the department of administrative services to the  
4 9 school district by October 1. The department of  
4 10 administrative services shall transfer the total  
4 11 amount of the approved claim of a school district from  
4 12 the moneys appropriated under section 257.16 and the  
4 13 amount paid shall be deducted monthly from the state  
4 14 foundation aid paid to all school districts in the  
4 15 state during the remainder of the subsequent fiscal  
4 16 year in the manner provided in paragraph "a".>

4 17 #8. Page 13, by inserting after line 5 the  
4 18 following:

4 19 <Sec. \_\_\_\_\_. Section 294A.5, subsection 2, paragraph  
4 20 a, Code 2005, is amended to read as follows:

4 21 a. For the school year beginning July 1, 1998, for  
4 22 phase I, each school district and area education  
4 23 agency shall certify to the department of education by  
4 24 the ~~third Friday in September~~ date specified in

4 25 ~~section 257.6, subsection 1,~~ the names of all teachers  
4 26 employed by the district or area education agency  
4 27 whose regular compensation is less than twenty-three  
4 28 thousand dollars per year for that year and the  
4 29 amounts needed as minimum salary supplements. The  
4 30 minimum salary supplement for each eligible teacher is  
4 31 the total of the difference between twenty-three  
4 32 thousand dollars and the teacher's regular  
4 33 compensation plus the amount required to pay the  
4 34 employer's share of the federal social security and  
4 35 Iowa public employees' retirement system, or a pension  
4 36 and annuity retirement system established under  
4 37 chapter 294, payments on the additional salary moneys.  
4 38 ~~However, for purposes of this paragraph, a teacher's~~  
4 39 ~~regular compensation for the school year beginning~~  
4 40 ~~July 1, 1998, shall not be lower than eighteen~~  
4 41 ~~thousand dollars.~~>

4 42 #9. Page 13, by inserting after line 13 the  
4 43 following:

4 44 <Sec. \_\_\_\_\_. Section 301.1, subsection 2, Code Supplement 2005,  
4 45 is amended to read as follows:

4 46 2. Textbooks adopted and purchased by a school  
4 47 district shall, to the extent funds are appropriated  
4 48 by the general assembly, be made available to pupils  
4 49 attending accredited nonpublic schools upon request of  
4 50 the pupil or the pupil's parent under comparable terms  
5 1 as made available to pupils attending public schools.  
5 2 If the general assembly appropriates moneys for  
5 3 purposes of making textbooks available to accredited  
5 4 nonpublic school pupils, the department of education  
5 5 shall ascertain the amount available to a school  
5 6 district for the purchase of nonsectarian,  
5 7 nonreligious textbooks for pupils attending accredited  
5 8 nonpublic schools. The amount shall be in the  
5 9 proportion that the basic enrollment of a  
5 10 participating accredited nonpublic school bears to the  
5 11 sum of the basic enrollments of all participating  
5 12 accredited nonpublic schools in the state for the  
5 13 budget year. For purposes of this section, a  
5 14 "participating accredited nonpublic school" means an  
5 15 accredited nonpublic school that submits a written  
5 16 request on behalf of the school's pupils in accordance  
5 17 with this subsection, and that certifies its actual  
5 18 enrollment to the department of education by October  
5 19 1, annually. By ~~October 15~~ November 1, annually, the  
5 20 department of education shall certify to the director  
5 21 of the department of administrative services the  
5 22 annual amount to be paid to each school district, and  
5 23 the director of the department of administrative  
5 24 services shall draw warrants payable to school  
5 25 districts in accordance with this subsection. For  
5 26 purposes of this subsection, an accredited nonpublic  
5 27 school's enrollment count shall include only students  
5 28 who are residents of Iowa. The costs of providing  
5 29 textbooks to accredited nonpublic school pupils as  
5 30 provided in this subsection shall not be included in  
5 31 the computation of district cost under chapter 257,  
5 32 but shall be shown in the budget as an expense from  
5 33 miscellaneous income. Textbook expenditures made in  
5 34 accordance with this subsection shall be kept on file  
5 35 in the school district. In the event that a  
5 36 participating accredited nonpublic school physically

5 37 relocates to another school district, textbooks  
5 38 purchased for the nonpublic school with funds  
5 39 appropriated for purposes of this chapter shall be  
5 40 transferred to the school district in which the  
5 41 nonpublic school has relocated and may be made  
5 42 available to the nonpublic school. Funds distributed  
5 43 to a school district for purposes of purchasing  
5 44 textbooks in accordance with this subsection which  
5 45 remain unexpended and available for the purchase of  
5 46 textbooks for the nonpublic school that relocated in  
5 47 the fiscal year in which the funds were distributed  
5 48 shall also be transferred to the school district in  
5 49 which the nonpublic school has relocated.>  
5 50 [#10](#). Page 14, by inserting after line 25 the  
6 1 following:  
6 2 <Sec. \_\_\_\_\_. Section 423E.3, subsection 5, paragraph  
6 3 d, subparagraph (2), Code Supplement 2005, is amended  
6 4 to read as follows:  
6 5 (2) The combined actual enrollment for a county,  
6 6 for purposes of this section, shall be determined for  
6 7 each county by the department of management based on  
6 8 the actual enrollment figures reported by October ~~±~~ 15  
6 9 to the department of management by the department of  
6 10 education pursuant to section 257.6, subsection 1.  
6 11 The combined actual enrollment count shall be  
6 12 forwarded to the director of revenue by March 1,  
6 13 annually, for purposes of supplying estimated tax  
6 14 payment figures and making estimated tax payments  
6 15 pursuant to this section for the following fiscal  
6 16 year.>  
6 17 [#11](#). By renumbering as necessary.  
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6 20 \_\_\_\_\_  
6 21 BOB BRUNKHORST  
6 22  
6 23  
6 24 \_\_\_\_\_  
6 25 MIKE CONNOLLY  
6 26 SF 2272.506 81  
6 27 kh/je/3748